IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION.3146 OF 2004

Oriental Rubber Industries Ltd. ...Petitioner

V/s.

1. Somayya S. Bhandari & Ors. ...Respondents

Mr.P.K. Rele, Sr. Counsel i/b. Mr. Piyush Shah for Petitioner.
Mr.S.N. Deshpande, for Respondents.

CORAM : V.M. KANADE, J.

DATED : 31st JULY, 2007.

P.C.:

1. Application is made for Speaking to Minutes by filing a praceipe.

2. It is contended that there is a dispute between parties with respect to interpretation of paragraph 33 and 34 of the Judgment. It is submitted by Mr.Rele, the learned Sr. Counsel appearing on behalf of the Petitioner-Company that in view what is stated in paragraph 34, it is not clear whether order passed by the Industrial Court directing reinstatement has been confirmed by this Court or not.

3. In my view, it is not necessary to clarify the order passed by

this Court. In para 28 and 29, it has been specifically stated that there should not be an automatic reinstatement of the employees and para 34, it has been clarified that in view of whatever stated earlier, the question of payment of 50% back wages does not arise. Further it has been stated in Para 28 and 29 that the Company will have to make an offer again to the employees for re-employment after taking into consideration their eligibility. In view of this, no further orders.

V.M. KANADE, J.